THE MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS (SHRI CHENNAMANENI VIDYA SAGAR RAO): (a) and (b) During the last six months from November, 2001 to April, 2002, no case of theft or chain snatching was reported from Ganga Ram Vatika. However, two cases of chain snatching were reported from the adjoining area of which one case has since been worked out with the arrest of the accused person.

Recommendations of CBI to fix responsibility on Delhi PFA officials

5150. SHRI ABANI ROY: Will the Minister of HOME AFFAIRS be pleased to state:

(a) whether CBI recommended to constitute a committee to fix responsibility of Delhi PFA Officials and dropsy cases scandals and other issues;

(b) if so, whether such committee was constituted;

(c) if not, the reasons therefor and the date by when such committee would be constituted; and

(d) whether Government propose to place the CBI report in this regard on the Table of the House?

THE MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS (SHRI CHENNAMANENI VIDYA SAGAR RAO): (a) Yes, Sir.

(b) to (d) The Government of National Capital Territory of Delhi is examining the report furnished by the Central Bureau of Investigation.

On-Line Lotteries

5151. SHRI VIJAY J. DARDA: Will the Minister of HOME AFFAIRS be pleased to state:

(a) whether it is a fact that the Essel Group Company have entered into an agreement with the Government of Maharashtra to offer the State Lottery on-line for ten years;

(b) if so, the details about the agreement arrived at in this

regard;

(c) whether the other State Governments also intend to have such a lottery system to improve their finances;

(d) if so, the names of the other States likely to provide lottery on-line;

(e) whether Central Government also contemplate to provide lottery on-line; and

(f) if not, the reasons therefor?

THE MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS (SHRI I. D. SWAMI): (a) and (b) Essel Group has promoted M/s. E-cool Gaming Solutions Pvt. Ltd. which has entered into an agreement with the Government of Maharashtra on 8th March, 2002 to offer the State Lottery on-line for 10 years. The details of the agreement in this regard are given in the Statement enclosed *{See* below).

(c) and (d) According to the Lotteries Regulation Act, 1998, State Governments are not required to obtain permission from Central Government to organize, conduct and promote their lotteries. According to the available information, the Governments of Sikkim and Meghalaya have entered into agreements with their Agents for launching on-line lotteries. The Government of Arunachal Pradesh, Haryana and Himachal Pradesh also intend to launch on-line lotteries.

(e) and (f) The Central Government do not contemplate to provide lottery on-line at the present.

Statement

Salient conditions of the Agreement of On-line Lotteries

(1) As per the agreement dated 8th March, 2002, Government of Maharashtra have appointed M/s. E-cool Gaming Solutions Pvt. Ltd. as their sole and exclusive agent to market all forms of on-line lotteries during the term of the agreement.

(2) M/s. E-cool Gaming Solutions Pvt. Ltd. will install, operate, maintain and manage the network strictly as per the provisions of the Lotteries (Regulation) Act, 1998, the Maharashtra State On-line Lottery (Regulation) Rules, 2001 and any other applicable law for the time being in force and as amended from time to time.

(3) As per the agreement the relationship between the Government of Maharashtra and the Agent shall be that of a 'principal' and an 'agent' as contemplated by the provisions of the applicable laws in force from time to time.

(4) All games that will be allowed to be played, as on-line lottery schemes, and the structure of the prizes payable in that regard shall be authorized and approved by the Government of Maharasthra.

(5) For conducting the on-line lotteries, the agent shall operate in the name of the Government of Maharashtra.

(6) The Agent has been awarded the present contract on the basis of the financial bid quoted for the 'Minimum Assured Fee and for the 'Projected Agency Fee' for each year, to be paid by the Agent to the Government of Maharashtra. The Minimum Assured Fee was however renegotiated at a higher value for the first three years. The Agent is therefore committed as per the agreement to pay (a) the minimum assured fee and (b) the penalty at the rate of 20% of the shortfall, if any, between the projected agency fee and the actual revenue which he shall pay to the Government, but not less than the minimum assured fee for the corresponding year.

(7) The Agent shall provide a bank guarantee of a nationalized bank or any bank acceptable to the Government of Maharashtra equivalent to 25% of the minimum assured fee which he is committed to pay for each year. The Government of Maharashtra will review the performance of the agent every quarter, and the shortfall if any, in the

minimum assured fee foe any quarter will have to be made good by the agent in the first week of the succeeding quarter failing which the Government of Maharashtra may temporarily licence or encash the bank guarantee to the extent of the shortfall. The Agent in order to continue the sale of lotteries thereupon shall have to furnish to the Government of Maharashtra, a bank guarantee equal to the amount that has been encashed, so that the total bank guarantee with the Government of Maharashtra is always maintained at 25% of the year's Minimum Assured Fee.

(8) The Agent will appoint sub-agents and retailers as per the Maharashtra State On-line Lottery Rules, 2001.

(9) The Agent shall be responsible for the conduct of all the retailers, sub-agents, contractors, sub-contractors appointed by him for carrying out the operation of the Maharashtra on-line lotteries.

(10) The Agent requires to furnish a performance bank guarantee of Rs. 10 crores for commissioning the services as per agreed schedule within a maximum period of nine months from the date of signing of the agreement.

(11.) In order to ensure that the Agent and the on-line lottery company with whom it has a tie-up have a strong commitment towards the State of Maharashtra, one of the conditions of the MOU which it has with the reputed online lottery company shall be that the on-line lottery company shall give the first right of refusal to the Agent (in his capacity as the Agent for the on-line lottery system on behalf of Government of Maharashtra) for every new lottery scheme which shall be introduced by it in India. For every technology, which it develops and for every new marketing know-how which it introduces in the Indian Market, the reputed on-line lottery company in its MOU with the Agent shall also undertake in the said MOU to accord to the Agent (in their capacity as Agent for

Government of Maharashtra) the first priority in India in rendering and providing products.

(12) The Agent has given the roll out plan for the retail coverage proposed in each year in his technical bid and the Agent will be required to perform at least to the extent of the roll out plan for the retail coverage so given by him.

(13) The Agent shall be required to position the Maharashtra on-line lottery in the market by creating a brand name and image for the Maharashtra on-line lottery.

(14) The Government of Maharashtra shall monitor entire operation of the on-line lottery system including the hardware performance and compliance to the minimum system specification including violation regarding security aspects and system interruption/failure/degradation.

Human rights violations by security forces in Jammu and Kashmir

5152. SHRI HARENDRA SINGH MALIK: Will the Minister of HOME AFFAIRS be pleased to state:

(a) the number of incidents of gang-rape by security forces in Jammu and Kashmir for the last one year including latest incident on 20th April, 2002;

(b) the action taken/proposed to be taken against guilty persons; and

(c) the steps taken by Government to ensure that no human rights violations are committed by security forces in the State in future?

THE MINISTRY OF STATE IN THE MINISTRY OF HOME AFFAIRS (SHRI CHENNAMANENI VIDYA SAGAR RAO): (a) The State Government have reported one incident of gang-rape involving security force personnel in J&K during the last one year which took place on 18.4.2002 (not on 20.4.2002 as mentioned in the Question), in village Kullar Nar, Anantnag.